

FILED

JAN 18 2017

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**CLERK, U.S. BANKRUPTCY COURT
WEST DIST. OF PENNSYLVANIA**

In re: : Case No.: 16-21971-GLT
: : Chapter: 13
Derrik Anthony Kuhns :
Staci Ann Kuhns :
: :
: : Date: 1/18/2017
Debtor(s). : Time: 10:00

PROCEEDING MEMO

MATTER: #51- Con't Motion for Relief from Automatic Stay by Nationstar Mortgage LLC

APPEARANCES:

Debtor: Matthew R. Schimizzi
Nationstar: James Warmbrodt

NOTES:

Warmbrodt - Debtor proposes to sell a number of properties to satisfy the mortgage obligations. Nationstar provided a payoff amount to the Debtors (about \$65,000). Value of property is also about \$65,000. Debtors will be filing an amended plan and a conciliation conference will be set in late February.

Schimizzi - Agreement of sale prepared and provided to the Debtors. Proposed purchasers (tenant's parents) have still not executed the agreement. Mortgage payoff is slightly more than \$65,000. No benefit to the estate for a sale because there would be no proceeds available after payment of the mortgage. Discussed a surrender of the property with the Debtors. Mrs. Kuhns believes the purchaser still wishes to buy the property but it has been several months. Amended plan is due on January 20, 2017. Will provide that remaining properties are to be sold, and will be filing a motion to appoint a realtor.

OUTCOME:

1. Order to be issued granting Motion for Relief from Stay. O/E.

DATED: 1/18/2017